

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

Melissa Baily (Bar No. 237649)

3 melissabaily@quinnemanuel.com

Lindsay Cooper (Bar No. 287125)

4 lindsaycooper@quinnemanuel.com

50 California Street, 22<sup>nd</sup> Floor

5 San Francisco, California 94111-4788

Telephone: (415) 875-6600

6 Facsimile: (415) 875-6700

7 Attorneys for GOOGLE LLC

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 GOOGLE LLC,

12 Plaintiff,

13 vs.

14 SONOS, INC.,

15 Defendant.

CASE NO. 3:20-cv-06754-WHA

Related to CASE NO. 3:21-cv-07559

**DECLARATION OF MARC KAPLAN IN  
SUPPORT OF GOOGLE LLC'S  
OPPOSITION TO SONOS, INC.'S  
MOTION FOR SUMMARY JUDGMENT  
PURSUANT TO THE COURT'S PATENT  
SHOWDOWN PROCEDURE**

1 I, Marc Kaplan, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to  
3 practice before this Court. I am a partner at Quinn Emanuel Urquhart & Sullivan LLC representing  
4 Google LLC (“Google”) in this matter. I make this declaration in support of Google’s Opposition to  
5 Sonos, Inc.’s (“Sonos”) Motion for Summary Judgment Pursuant to the Court’s Patent Showdown  
6 Procedure. If called as a witness, I could and would testify competently to the information contained  
7 herein.

8 2. Attached as Exhibit 1 is a true and correct copy of an excerpt of Google’s Responses  
9 and Objections to Sonos’s Interrogatory No. 12.

10 3. Attached as Exhibit 2 is a true and correct copy of a document produced by Sonos in  
11 these matters bearing the Bates number SONOS-SVG2-00032312.

12 4. Attached as Exhibit 3 is a true and correct copy of a document produced by Sonos in  
13 these matters bearing the Bates number SONOS-SVG2-00042661.

14 5. Attached as Exhibit 4 is a true and correct copy of a document produced by Sonos in  
15 these matters bearing the Bates number SONOS-SVG2-00027981.

16 6. Attached as Exhibit 5 is a true and correct copy of an excerpt from the transcript of the  
17 deposition in *In the Matter of Certain Audio Players and Controllers, Components Thereof, and*  
18 *Products Containing Same*, Inv. No. 337-TA-1191 before the International Trade Commission.

19 7. Attached as Exhibit 6 is a true and correct copy of a document produced by Sonos in  
20 these matters bearing the Bates number SONOS-SVG2-00033730.

21 8. Attached as Exhibit 7 is a true and correct copy of a document produced by Sonos in  
22 these matters bearing the Bates number SONOS-SVG2-00167534.

23 9. Attached as Exhibit 8 is a true and correct copy of a document produced by Google in  
24 these matters bearing the Bates number GOOG-SONOSNDCA-00056732.

25 10. Attached as Exhibit 9 is a true and correct copy of a document produced by Sonos in  
26 these matters bearing the Bates number SONOS-SVG2-00028893.



**ATTESTATION**

I, Charles K. Verhoeven, am the ECF user whose ID and password are being used to file the above Declaration. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Marc Kaplan has concurred in the aforementioned filing.

/s/ Charles K. Verhoeven

Charles K. Verhoeven